

## **REMARKS/ARGUMENTS**

Claims 1, 3 and 5 stand rejected under 35 U.S.C. § 112 as being indefinite for lacking antecedent basis. Those claims have been amended to provide such.

Claims 1-4 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Breunsbach et al. Applicants' invention provides a method for allowing electric sprayers to operate efficiently in such a way that performance is slightly reduced while maintaining spraying in the event the motor should reach an elevated temperature. While thermal relief cutoffs such as that disclosed by Breunsbach are well known, such cutoffs merely turn off the unit when the trip point is reached. Applicants invention as defined in claim 1 allows the unit to continue spraying but at a reduced pressure level which will reduce the temperature of the unit. There is no suggestion in Breunsbach or any of the other references of record to this pressure stepdown in response to attainment of a predetermined temperature to allow continued spraying.

Claim 2 is respectfully submitted to be patentable for the reasons set forth with respect to claim 1 and additionally for the limitations set forth therein. Breunsbach does not disclose the time delay claimed.

Similarly, claims 3 and 4 are respectfully submitted to be patentable for the reasons set forth with respect to claims 1 and 2 and additionally for the limitations set forth therein. Breunsbach does not disclose changing variable speed control to on-off control in response to the temperature being reached.

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Claims 5-7 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Breunsbach et al. in view of Baker. Baker only discloses a valve which reduces the output pressure in response to fluid temperature. This will not be effective in reducing the temperature of a sprayer as claimed as the sprayer will continue to call for the user selected pressure (heating up the motor) even if the output pressure is restricted. Since the resulting apparatus would have no real use, one skilled in the art would not think or have any reason to look to Baker to improve the device of Breunsbach.

Similarly, claims 6 and 7 are respectfully submitted to be patentable for the reasons set forth with respect to claim 5 and additionally for the limitations set forth therein.

Accordingly, it is respectfully submitted that the application as amended patentably distinguishes over the rejection of record

Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

/dbf/

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